

Message Text

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PAGE 01 STATE 166771
ORIGIN DRC-01

INFO OCT-01 NEA-10 ISO-00 L-03 VO-03 /018 R

DRAFTED BY FADRC/DR:FMMACHAK:DAJ
APPROVED BY O/FADRC:WAPARKS, ACTING
L/M - MS. HUMMER (DRAFT)
NEA/INS:RFOPER

-----104210 182026Z /70

R 181716Z JUL 77
FM SECSTATE WASHDC
TO AMCONSUL CALCUTTA

LIMITED OFFICIAL USE STATE 166771

E.O. 11652: N/A

TAGS: AINF, CVIS

SUBJECT: VISAS: PRIVACY ACT

REFS: (A) CALCUTTA 1449, (B) STATE A4872

1. PRIVACY ACT REQUIRES FEDERAL AGENCIES TO OBTAIN WRITTEN CONSENT FROM INDIVIDUAL BEFORE RELEASING INFORMATION ABOUT HIM UNLESS DISCLOSURE IS CONSISTENT WITH SUBSECTION (B) OF THE ACT. SITUATION DESCRIBED IN REFTEL APPEARS TO FALL UNDER (B)(7) OF ACT "TO ANOTHER AGENCY FOR LAW ENFORCEMENT ACTIVITY IF ACTIVITY IS AUTHORIZED BY LAW, AND IF THE HEAD OF THE AGENCY HAS MADE A WRITTEN REQUEST SPECIFYING THE PARTICULAR RECORD DESIRED AND THE LAW ENFORCEMENT ACTIVITY FOR WHICH THE RECORD IS SOUGHT."

2. DEA'S REQUEST DESCRIBED IN REFTEL IS DEFICIENT IN THAT IT DOES NOT SPECIFY THE LAW ENFORCEMENT ACTIVITY FOR WHICH RECORD IS SOUGHT. POST SHOULD NOT REPEAT NOT LIMITED OFFICIAL USE

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RELEASE RECORD TO DEA UNTIL DEA'S REQUEST MEETS FULL REQUIREMENTS OF (B)(7) PROVISION.

3. FOR FUTURE REFERENCE, POST MAY VOLUNTEER INFORMATION TO DEA OR OTHER LAW ENFORCEMENT AGENCY IF POST RECORDS

INDICATE VIOLATION OF CRIMINAL OR CIVIL LAW. THIS

DISCLOSURE WOULD BE MADE UNDER (B)(3) OF PRIVACY ACT "ROUTINE USE", WHICH ALLOWS FOR DISCLOSURE OF INFORMATION TO ROUTINE USERS WHICH HAVE BEEN ESTABLISHED AND PUBLISHED IN FEDERAL REGISTER FOR RECORD SYSTEM IN QUESTION. DEPARTMENT OF JUSTICE (WHICH INCLUDES DEA) IS LISTED AS A PRINCIPAL USER OF CONSULAR FILES. IN ADDITION, "PREFATORY STATEMENT OF ROUTINE USERS", WHICH APPLIES TO ALL RECORD SYSTEMS, ALLOWS FOR DISCLOSURE OF INFORMATION TO ANOTHER FEDERAL, STATE, LOCAL OR FOREIGN AGENCY WHERE THERE IS POTENTIAL OR ACTUAL VIOLATION OF LAW INVOLVED, WHETHER CRIMINAL, CIVIL OR REGULATORY IN NATURE. (REFTEL B).

4. POST SHOULD REMEMBER THAT SUBSECTION (C) OF ACT REQUIRES THAT AN ACCOUNTING BE MAINTAINED OF ANY DISCLOSURES OUTSIDE DEPARTMENT OF INDIVIDUAL'S RECORD. ACCOUNTING MUST INCLUDE DATE, NATURE AND PURPOSE OF EACH DISCLOSURE. VANCE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 18-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE166771
Document Source: CORE
Document Unique ID: 00
Drafter: FMMACHAK:DAJ
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770256-0339
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770746/aaaabnx.tel
Line Count: 79
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 77831d68-c288-dd11-92da-001cc4696bcc
Office: ORIGIN DRC
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 CALCUTTA 1449, 77 STATE 4872
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 02-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1827769
Secure: OPEN
Status: NATIVE
Subject: VISAS: PRIVACY ACT
TAGS: AINF, CVIS
To: CALCUTTA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/77831d68-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
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